IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FIRST DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 6366 of 2005

Between:

Sarvepalli Papaiah, S/o. Ankamma,
R/o 1/91 Cheruvu Bazar, 9th Ward, Jaggaiahpet Town & Municipality,
Krishna District.

..... PETITIONER

AND

1 The Person-in-Charge-cum-Assistant, Inspector of Fisheries, Jaggaiahpet, Krishna District.
2 The Assistant Director of Fisheries, Poranki, Vijayawada City, Krishna District.
3 The Deputy Director of Fisheries, Machilipatnam, Krishna District.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or order or direction more particularly one in the nature of writ of Mandamus more particularly one in the nature of Writ of Mandamus declaring that the respondents are legally obliged to take steps forthwith for (1) to appoint Watchman in order to prevent theft of fish (2) to make arrangements for catching the fish immediately before they perish and (3) to hold elections to the Managing Committee of Jaggaiahpet Fishermen Co-operative Society and to pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case

Counsel for the Petitioner: MR.E.ELLA REDDY

Counsel for the Respondents: GP FOR FISHERIES

The Court made the following :

–

ORAL ORDER:

This writ petition is filed seeking a Mandamus to declare that the respondents are legally obliged to take steps forthwith (1) to appoint a Watchman in order to prevent theft of fish (2) to make arrangements for catching the fish immediately before they perish and (3) to hold elections to the Managing Committee of Jaggaiahpet Fishermen Cooperative Society.

On instructions, the learned Government Pleader for Fisheries has stated that the 1st respondent conducted the General Body meeting on 14.3.2005 wherein the members of the Society unanimously resolved to take steps for keeping a Watchman to the Society and to hold elections to the Managing Committee in the month of May, 2005. A committee is also constituted to take fishing operations in the Society. Therefore, the respondents have been taking steps to protect the interests of the members.

Recording the submission made by the learned Government Pleader for Fisheries, the writ petition is disposed of. In the circumstances of the case, there shall be no order as to costs.

(K.C. BHANU, J.)

1st April, 2005

bcj

To

1 The Person-in-Charge-cum-Assistant, Inspector of Fisheries, Jaggaiahpet, Krishna District.
2 The Assistant Director of Fisheries, Poranki, Vijayawada City, Krishna District.
3 The Deputy Director of Fisheries, Machilipatnam, Krishna District.

4 Two C.Cs. to the Government Pleader for Fisheries, High Court Buildings, Hyderabad (OUT)

5 Two C.D. copies.